

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO**

In Re:

GILBERTO NEGRON FRANCESCHINI  
AMANDA ROCHE RODRIGUEZ

Debtor(s)

Case No.: 11-01500 (SEK)

Chapter 13

**TRUSTEE'S POSITION AS TO DEBTORS' REQUEST  
TO RETAIN 2010 TAX REFUND**

TO THE HONORABLE COURT:

**NOW COMES** José R. Carrión, Chapter 13 Trustee, through the undersigned attorney, and very respectfully alleges and prays:

1. Debtors are requesting to retain their 2010 tax refund of **\$4,358.00** to cover some unexpected expenses. **Docket #32**

2. After reviewing debtors' income and expenses listed in schedules the Trustee has **no opposition** to debtors Request to **retain \$2,674.30 of the tax refund** received for year 2010, **\$1,684.06 will be sent to the Chapter 13 plan**, and subsequent tax refunds should be devoted to the plan to maximize the repayment to creditors.

**WHEREFORE**, the Trustee respectfully requests this Honorable Court that it takes note of the above, and for such other and further relief as provided by law.

**CERTIFICATE OF SERVICE:** The Chapter 13 Trustee certifies that a copy of this motion has been served by regular US Mail **on**

**this same date to:** the DEBTOR(s) and her/his/their attorney and all Creditors and Parties in Interest to their respective address of record as they appear in the attached master address list to the address of record, if not an ECFS register user.

In San Juan, Puerto Rico this **18<sup>th</sup> day** of July, 2011.

**/s/ José R. Carrion**

JOSE R. CARRION  
CHAPTER 13 TRUSTEES  
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The undersigned hereby certifies that a true copy of the foregoing document was mailed by first class mail to the parties listed below:

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DATED: July 18, 2011

Andres Manzano

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OFFICE OF THE CHAPTER 13 TRUSTEE